

FIRST REGULAR SESSION

HOUSE BILL NO. 913

97TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE BROWN.

2112L.011

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To repeal section 208.044, RSMo, and to enact in lieu thereof one new section relating to child day care services.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Section 208.044, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 208.044, to read as follows:

208.044. 1. The children's division shall provide child day care services to any person who meets the qualifications set forth at sections 301 and 302 of the Family Support Act of 1988 (P.L. 100-485).

2. The division shall purchase the child day care services required by this section by making payments directly to any providers of day care services licensed pursuant to chapter 210 or to providers of day care services who are not required by chapter 210 to be licensed because they are providing care to relative children or no more than four children.

3. **(1) For persons whose eligibility for receiving child day care services under this section is based on employment, the division shall, on a monthly basis, verify the employment status of such persons and shall immediately terminate the child day care services for any person for whom the division is unable to verify employment and who is not otherwise eligible for such services. The division shall by rule establish the method of monthly verification of employment for such persons.**

(2) Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this subsection shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This subsection and chapter 536 are nonseverable and if any of the powers

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

18 **vested with the general assembly pursuant to chapter 536 to review, to delay the effective**
19 **date, or to disapprove and annul a rule are subsequently held unconstitutional, then the**
20 **grant of rulemaking authority and any rule proposed or adopted after August 28, 2013,**
21 **shall be invalid and void.**

22 **4.** When a person who has been eligible and receiving day care services under this
23 section becomes ineligible due to the end of the twelve-month period of transitional day care,
24 as defined in section 208.400, such person may receive day care services from the division if
25 otherwise eligible for such services.

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